



STATE OF NEW JERSEY
DEPARTMENT OF LAW & PUBLIC SAFETY
DIVISION OF CONSUMER AFFAIRS
STATE BOARD OF MEDICAL EXAMINERS

IN THE MATTER OF THE : Administrative Action
APPLICATION OF :
 :
 Frederic Feit, M.D. : **ORDER OF**
 License No. 25MA05617400 : **REINSTATEMENT OF LICENSE**
 :
 :
 FOR REINSTATEMENT OF LICENSURE:
 TO PRACTICE MEDICINE :
 IN THE STATE OF NEW JERSEY :

This matter was opened to the New Jersey State Board of Medical Examiners ("The Board") upon receipt of Respondent Frederic Feit, M.D.'s application for reinstatement of his license to practice medicine and surgery in this State. On August 9, 2009, a Final Order was filed, wherein Respondent's license was suspended for five years, the first two years to be active and the remainder to be served as a period of probation based upon his criminal conviction for theft by deception. Dr. Feit admitted in his guilty plea to billing insurance companies for paraspinal nerve blocks knowing that he was using a code which required the use of fluoroscopic guidance, when in fact, he had not used fluoroscopic guidance.

Pursuant to the 2009 Final Order, Respondent was required to demonstrate successful completion of Board approved courses in

ethics and coding and compliance with all criminal restitution obligations before resuming practice at the expiration of the period of active suspension.

In 2012, Respondent filed his first petition for reinstatement. By letter dated April 15, 2013, the Board determined that although Dr. Feit met the minimum conditions listed in the 2009 Final Order, he was lacking in insight and remorse regarding his past conduct and denied his petition for reinstatement with the ability to petition again after one year.

Dr. Feit waited the requisite year and appeared with counsel before a committee of the Board on October 22, 2014 in support of his petition for reinstatement. While testifying before the committee, Respondent recognized that the Board took appropriate action following his conviction. However, he maintains the belief that until 2009 or 2010 there was no procedure code for fluoroscopic guidance and that he used a code for para-spinal block that does not require fluoroscopic guidance. He pleaded guilty to minimize criminal sentencing. He has since submitted a petition for post-conviction relief and the judge who accepted his guilty plea has been disqualified from the case. He is fully compliant with his criminal sentencing requirements and spoke highly of the PRIM-E ethics course. He testified that, prior to the 2009 suspension of his license, he administered thousands of spinal blocks and feels comfortable doing injections after a five

year hiatus from practice.

The Board finds that Dr. Feit has expressed sincere remorse and has met all the terms of reinstatement outlined in the Final Order. However, given the Board's concerns regarding Dr. Feit's clinical competency after more than five years out of practice, and for other good cause shown, the Board is convinced that Dr. Feit may return to practice only under the supervision of a Board approved licensee as outlined herein in order to adequately protect the public. The Board having determined that this Order is sufficiently protective of the health, safety and welfare of the public,

ACCORDINGLY, IT IS on this 13 day of January, 2016,

ORDERED THAT:

1. Respondent's license to practice medicine in the State of New Jersey is hereby reinstated subject to his full compliance with all reinstatement requirements and fees and the conditions set forth in this Order.

2. For a minimum of three months, Dr. Feit shall practice only under the direct supervision of a New Jersey licensed physician who shall be approved by the Medical Director of the Board prior to commencing supervisory functions required by this Order. The supervising physician shall be experienced in and familiar with all procedures that Dr. Feit performs in his medical practice and shall be personally present and observe all aspects

of Dr. Feit's practice including but not limited to diagnosis, selection of procedures and technique. The supervising physician shall review such patient records or other documents necessary for appropriate supervision.

3. The supervising physician shall be personally present during any invasive procedure (including but not limited to spinal blocks) performed by Dr. Feit. The supervising physician shall initial the patient record to indicate that he was present throughout the procedure.

4. The supervising physician shall immediately (within twenty four hours of awareness of occurrence) report to the Board orally and in writing any actions by Dr. Feit which indicate that Dr. Feit's continued practice might present a risk to his patients.

5. The supervising physician shall provide the Board with comprehensive reports every month for the first ninety (90) days after the beginning of supervision and thereafter every three months, to include details of the supervisory activity performed, and any perceived improprieties, practice deviations or regulatory violations observed. The reports shall indicate whether, in the opinion of the supervising physician, Dr. Feit can safely perform interventional pain management without supervision.

6. The supervising physician shall confirm with the Board, in writing, that he/she has read this Consent Order and agrees to

the supervision and reporting requirements herein by affixing his/her signature on a copy of this Consent Order and returning it to: William Roeder, Executive Director, New Jersey Board of Medical Examiners, 140 East Front Street, 2nd Floor, P.O. Box 183, Trenton, New Jersey 08625.

7. Dr. Feit shall be entirely responsible for any and all costs or expenses associated with the use of the supervising physician as required by the terms of this Order. Dr. Feit shall not charge any patient, third-party payor or government benefits program for the use of the supervisor.

8. After Dr. Feit's supervised treatment of a minimum of 30 patients who receive interventional pain management, he may petition Sindy Paul, M.D., the Medical Director of the Board, to remove the supervisory requirements of this order and for an unrestricted license. Upon review of the supervising physician's report, which shall fully support Dr. Feit's unrestricted licensure, the Medical Director will authorize an Order of Unrestricted License to be entered upon Respondent's completion of a minimum of three months of supervised practice. In the event that the Medical Director finds that the supervising physician's report does not support granting an unrestricted license to Dr. Feit, the Medical Director will articulate the reasons for this decision in written correspondence to Dr. Feit and indicate whether the supervisory requirements of this Order can be reduced

